D.B. CRIMINAL PAROLE WRIT PETITION NO. 2778/2006
(Kurban Singh Vs. State of Rajasthan & Ors.)

DATE OF ORDER : 03.07.2006

HON'BLE MR. JUSTICE N.N.MATHUR
HON'BLE MR. JUSTICE R.P.VYAS

By post.
Mr. O.P.Rathi, Public Prosecutor.

The instant petition has been registered on the letter of convict – Kurban Singh, who is undergoing a sentence of imprisonment for life for offence under Section 302/34 IPC. The jail department has furnished the requisite information in the prescribed proforma. The applicant has already undergone a sentence of 05 years, 07 months and 28 days. The parole committee has rejected the application for parole only on the ground of adverse police report. We have repeatedly expressed that ipsi dixit reasons of adverse police report cannot be the ground for refusing the parole.

Considering all the facts and circumstances of the case, it is directed that the petitioner – Kurban Singh S/o Bhagwan Singh shall be released on parole for a period of 20 days on just and appropriate conditions determined by the Superintendent, Central Jail, Jodhpur to his own satisfaction. The Superintendent, Central Jail, Jodhpur will also give a date for surrender. A copy of this order be sent to the convict.

(R.P.VYAS), J. **(N.N.MATHUR), J.**

ms rathore